
ACT

OF

PARLIAMENT

*In Favours of the Maiden
Hospital, Founded by
the Company of Mer-
chants and Mary Ers-
kin.*

AT Edinburgh the Twenty
fifth Day of March, One
Thousand seven Hundred
and seven years; Our Sovereign
Lady

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Lady and Estates of Parliament,
Considering, That the Company
of Merchants of *Edinburgh*, and
Mary Erskin Relict of *James Hair*
Drogist in *Edinburgh*, with the
Assistance of several Noble and
Generous Benefactors, have Erected
a Hospital for Maintaining
and Educating poor young Chil-
dren of the Female-Sex, and with
the Money given by the said
Mary Erskin, have purchased and
acquired the great Lodgings, Houses
and Yeards in *Bristo* for Accommo-
dation of the Children of the said
Hospital ; And also Considering
that the Manadgment of the said
Hospital is settled on certain Go-
vernours, Treasurer, Clerk, and
other Officers, Conform to certain
Rules and Constitutions Agreed
upon

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upon by the Donators and Benefactors, a part whereof are contained in a Contract past betwixt the present Governours of the said Hospital, and the said *Mary Erskin*, Dated the Twelfth and Thirteenth days of *March* Instant. *Therefore*, Her Majesty and Estates of Parliament, hereby Allow and Approve of the Erection of the foresaid Hospital, and Ratifie and Confirm the same, together with the Rules and Constitutions already made for Manadging thereof, particularly these contained in the foresaid Contract, with the said Contract it self, together with such Rules and Constitutions as shall hereafter happen to be made, for the better Governing and Regulating of the said Hospital and

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whole Concerns thereof, the sam-
en hail .Constitutions and Rules,
being always Consistent with the
Laws of this Kingdom, and with
the Amended Constitutions con-
tained in the said Contract, and
Approven of by the Town-
Council of *Edinburgh*. And far-
ther, Her Majesty and Estates of
Parliament, hereby Authorize the
Governours of the said Hospital
to Receive all Mortifications and
Donations that shall be made in
Favours of the samen, Approv-
ing hereby of the samen, and of all
Donations and Mortifications al-
ready made, Declaring the said
Hospital in all time coming, to be
a free Hospital ; and the foresaid
great Lodging, Houses and Yeards,
and Pertinents thereof in *Bristo*,
purchased

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purchased and doted for the Use
of the said Hospital by the said
Mary Erskin, to be free of all pub-
lick Burthens whatsomever for the
pious use abovementioned, with
Power to the Governours thereof,
not only to Administrate the Funds
and Rents of the said Hospital with
all Donations already made; *But*
likeways to purchase and procure
Lands and Tenements and others;
for the Use, Benefit, and Advan-
tage of the said Hospital. And
for that Effect, to Make and Grant,
Give and Receive all manner of
Writes, Deeds and Securities Ne-
cessary, and to have and use a
Common-Seal, with such Inscrip-
tions as the Governours shall think
fit, for Confirmation of the saids
Deeds, and Writes. . And Gener
rally

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rally to Have, Use and Enjoy all
such Powers, Liberties, and Im-
munities as any Hospital hath,
or by Law may have within this
Kingdom.

EXTRACTED furth
of the Records of Parliament, by Sir
James Murray of *Philiphaugh* one
of the Senators of the Colledge of
Justice, Clerk to the Parliament,
and to Her Majesties Councils, Re-
gisters, and Rolls. *Sic Subscribitur,*

Ja. Murray.

THE

RULES and CONSTITUTIONS

For Governing and Managing the

MAIDEN-HOSPITAL,

Founded by the Company of Merchants
and *Mary Erskin*, in *Anno* 1695.

Allowed and Confirmed by an Act of Parliament of Her Majesty Queen *A N N E*,
dated the *25th March* 1707.

Amended and Approven in a General Meeting of the Contributors, upon the *9th February* 1708.

Ratified by the Lord Provost, Baillies and Town Council, upon the *19th March* the said Year.

WITH

An Alphabetical List of the Donators and Benefactors to the said Hospital, preceeding the first of *September* 1708.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queen's most excellent Majesty, *Anno DOM.* 1708.

THE CONSTITUTION

For Government and Management

MADE IN HOSITAL

Printed by the Company of Printers
and Stationers in London

Printed and Published by J. G. Smith
at the Sign of the Crown in St. Pauls Church-yard
near the North Gate

Printed and Published by J. G. Smith
at the Sign of the Crown in St. Pauls Church-yard
near the North Gate

Printed by the Lord Provost, Bailies and
Town Council, according to the
Laid Year.

WITH

An Alphabetical List of the Donors and
Benefactors to the said Hosital
during the last of September 1708.

Printed by the Lord Provost and
Bailies of the City of Edinburgh
at the Sign of the Crown in St. Pauls Church-yard
near the North Gate
DOM. 1708.

THE PREFACE.

Charitable Reader,

A *S there is no Duty more frequently commanded and commended in the holy Scriptures, than Charity and Bounty, and Liberal Giving to the Poor ; So no Charity is more Pleasing to G O D, and Profitable to Mankind, than the Erecting and Providing Hospitals for the Maintenance of the Aged and Young, who can do nothing for themselves, being most Diffusive, Extensive and Lasting, and so most Honourable to the Giver.*

This Honourable City of EDINBURGH had divers Hospitals for Aged Men and Women, and the famous Hospital founded by George Heriot, for Boys ; which are for the Relief of many : But there was found want-

Preface.

ing one for the Relief of Girls ; For the Supply of which, there was a Design set on Foot a few Years ago, by some Persons of a truly Publick Spirit, especially of the Merchant-Company of this City, who themselves liberally contributed, and solicited for Contributions from others, to so pious and charitable a Work ; being much encouraged therein by the Worthy and Charitable Mary Erskin Relict of James Hair Druggist ; who not only purchased convenient Lodgings, with large and pleasant Gardens, and other Accomodations every Way fit for that Design, to the Value of Twelve Thousand Merks, but also, a little before her Death, added a considerable Sum to her former Bounty.

Her Grace the Dutches of Hamiltoun, and the right Honourable Lady Margaret Hope, and the Earl of Hopetoun, deserve also to be named with Honour, for their early and seasonable Liberality to this good Work.

After the Prudence and Diligence of the worthy Promoters of this pious Design, had procured liberal Donations from divers charitably disposed in and about the City, and from several honourable Persons in the Countrey, the Contributors were called together, and having met by themselves or their Proxies, did agree upon, and settle some Rules and Constitutions for the Management of the Stock

Preface.

Stock, and Government of the Hospital, which, by Order, were Printed in the Year 1702, that all might see what Care was taken for imploying Faithfully what was, or thereafter should be given for Advancing so charitable a Purpose.

Since the Publishing of these Constitutions, by the Blessing of GOD upon the assiduous Endeavours of some truly honourable and worthy Persons concerned in managing the Hospitals Affairs, the Stock thereof is greatly improv'd by Donations obtained from Persons of all Ranks at Home ; and several generous Foreigners have bestowed liberal Tokens of their Charity thereupon ; in so much as, upon the Interest thereof, about Thirty Girls are presently maintained, and virtuously educated therein ; besides, that the good Example and happy Success attending the Pious Endeavours of the Promoters of so necessary a Work, hath had the happy Influence upon the Corporations of the Craftsmen of Edinburgh, with the liberal Assistance of the foresaid Mary Erskin, and other Charitable Persons to erect another Hospital of the same kind for Craftsmens Children of the Female Sex.

The Progress of this good Work did Encourage these Employed therein ; First, to apply to the Council of the Good Town for a Ratification of its Establishment, which being obtained, they next procure an Act of Parliament ratifying

Preface.

fyng and confirming the same, and annexing thereto all Privileges and Immunities usual to be conferred upon such a pious Foundation.

While the Divine Providence, in the Concourse of so many gracious Events, hath so much advanced this good Design, to the great Comfort of both the Charitable and Necessary; The Governours, after some Tears Experience, and being more especially excited thereto by the said Mary Erskin, at making her Additional Mortification; Have judged it their indispensable Duty, to take the said printed Constitutions under their Review, according to the Power reserv'd to them in the 19th and 22d Chapters thereof; That, as much as possible, they might establish such Useful and Sutable Rules and Constitutions for Managing the Stock, and Governing all Persons and Affairs belonging to the Hospital, as might in some Measure correspond to the Providence of the Almighty, and answer the great Trust reposed in them by the Contributors: Upon all which Motives, they have proceeded seriously to consider the late Constitutions. And after mature Deliberation, with Advice and Consent of the Contributors, have ordered a new Edition thereof to be printed, with several Amendments, which appeared necessary for the good Management thereof in all Time coming; Which,
with

Prerace.

with a full Alphabetical List of the Contributors Names preceeding September next, is subjoined hereto.

A short View of the Rise, Progress and Perfection to which this Hospital, in so few Years, hath arrived, ought, in all Reason, to remove all Objections against charitable Deeds of this Nature, which commonly do, or are pretended to arise from the Misapplication of such Funds. It is therefore earnestly intreated and hoped for, of all to whom these few Lines may come, whom GOD hath enabled, That they would Honour the LORD with some Part of their Substance, for promoting this so Great and Good, so Necessary, Charitable and Christian Undertaking. And if Men had a due Sense of what GOD is, and of what they are, and that all they have is from GOD, and that he is still absolute Proprietar, and they but Stewards intrusted with some Part of thair Masters Goods, to be employed for these Uses he appoints, and must give Account of their Fidelity therein, there would need few Words to persuade hereunto.

Although few think on it as they ought, yet the giving according to our Ability to pious and charitable Uses, is not a Matter of Choice, but of Duty, a great and necessary Duty, and the Neglect of it a great Sin, which Men will compt for at the Day of Judgment.

ment. And Ministers are commanded to charge the Rich, that they do good, and be rich in good Works, ready to distribute, willing to communicate, 1 Tim. 6. 17, 18. and to shew Mercy with chearfulness, Rom. 12. 8. and to abound in the Grace of Liberality, 2 Cor. 8.

And if you will believe the GOD of Truth, there is no such gainful Way of laying out your Estates, nor any so sure Way of laying them up. Here is the greatest Gain and the best Security; So that there is good Cause to say, as Prov. 14. 21. He that hath Mercy on the Poor, happy is he: And also Prov. 22. 9. He that hath a bountiful Eye shall be blessed. Such shall be blessed in their Persons; in their Body, Psal. 41. 1, 2. and in their Soul, Prov. 11. 17. Blessed in their Name and Memory, Psal. 112. Blessed in their Affairs, Deut. 15. 10. This is not the Way to diminish and want, but to secure your Provision, and increase your Estates: GOD Allsufficient doth take it as lent to himself, and ingather to repay it, Prov. 19. 17. and promiseth such shall not lack, Prov. 28. 27. and to give Increase for it, and that according to the Proportion of growing, 1 Prov. 3. 9, 10. Gal. 6. 7, 8. 2 Cor. 8. 6, 7, 10. Prov. 24. 25. Luke 6. 35. Give and it shall be given to you, good Measure, pressed down, and shaken together,

Preface.

gether, and running over, shall Men give unto you.

And though some pretend the Provision of their Children as an Excuse from Charity, yet Charity with Discretion, is so far from prejudging, that it is the Way to procure a Blessing on Children. The Seed of the merciful shall be blessed, Psal. 37. 26. And is the Way to secure an Inheritance to them, Prov. 13. 22. By Charity you leave to your Children GOD's Care and Providence, which is the surest Estate.

Lastly, The charitable shall, in the Life to come, be blessed for ever, Luke 11. 42. and Chap. 16. 9. and Matth. 25. 35. Tea, the Lord Jesus Christ will owne, proclaim and reward what is done in a Way of Charity, as done to himself: And on the other Hand, Niggardliness, Neglect of Charity, and of liberal giving to pious and charitable Uses, according as Men have Ability and Opportunity, is a great Sin, and maketh lyable to many a Curse, Prov. 28. 27. Shall cry and not be heard, Pro. 21. 13. They shall have Judgment without Mercy, Ja. 2. 13. And at the great Day of Judgment, they shall be pronounced accursed, and condemned to everlasting Fire, Mat. 25. 41.

But that I be not too tedious in this Preface, I shall conclude with a Remembrance to them who have of this Worlds Goods more

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Preface.

than others, That you are GOD's Stewards, and will ere long be called to an Account how you imploy your Estates and Rents. And it will be a far more comfortable Item in your Discharge, Item, So much given to such a Hospital, or such another pious and charitable Use, than Item, So much spent on such a Feast, such a Fashion, such a Dress, such a Roum or Ring, &c. I do therefore beseech you, as you wish the Day of your Accompts comfortable, as you would not be sentenced to Hell as cursed Contemnners of Jesus Christ, and would be welcomed to Heaven as Lovers of him, Abound in Works of Charity and Mercy according to your Ability: But see that you do it from a Principle, for a right End, and in a right Manner. See Heb. 13. 16, 20, 21. 2 Cor. 9, 10. and in due Season, being mindful of Prov. 3. 27, 28. With-hold not Good from them to whom it is due, when it is in the Power of thy Hand to do it: Say not unto thy Neighbour, Go, and come again, and to Morrow I will give, when thou hast it by thee. I do not condemn the Beneficence of good Christians in their Testaments at their Death: Yet, as such Gifts are more subject to more fraudulent Dealings, than when Mens own Hands are the Executors; so perhaps such Gifts have less of Faith and Love, being but giving when they can keep no longer, and so have

Preface.

have less of Honour before others, and less of Comfort to the Conscience before GOD. It is commanded, as we have Opportunity to do Good, Gal. 6. 10. — And the Neglect of due Season, may provoke GOD to deny you the Honour of doing Good afterward, either by blasting your Substance, or by your Sicknes disabling you from performing what you did once design.

I shall conclude with the Words of the Apostle, 2 Cor. 9. 10. Now he that ministreth Seed to the Sower, both minister Bread for your Food, and multiply your Seed sown, and increase the Fruits of your Righteousness. — Verses 8, 11. GOD is able to make all Grace to abound towards you, that you having all Sufficiency in all things, may abound in every good Work. — Being enriched in every thing unto all Bountifulness, which causeth through us Thanksgiving to GOD.

Your Souls Well-wisher.

1995

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[Faint, illegible text from bleed-through]

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a textured appearance with numerous small dark spots, possibly foxing or dirt, scattered across its surface. There are also some faint, illegible markings or smudges. The right edge of the page shows the binding of the book.

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with numerous small dark spots, possibly foxing or dirt, scattered across its surface. A vertical crease runs down the center of the page, and the right edge is slightly darker and more textured than the left. There is no text or other markings on the page.

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with numerous small dark spots, possibly foxing or dirt, scattered across its surface. A faint, irregular smudge or stain is visible near the center. The left edge of the page shows the binding of the book.

THE
Rules and Constitutions

For Governing and Managing

THE
MAIDEN HOSPITAL,

Founded by

The Company of MERCHANTS
of *Edinburgh* and MARY
ERSKIN.

AT the Hospital in *Bristo, Edinburgh* the
9th Day of *Feb.* One Thousand seven
Hundred and eight years, The Subscribers
and Contributors to the said *Maiden Hospi-
tal*, having this Day and at former Meet-
ings, had under their Consideration the O-
riginal Rules and Constitutions of the said
Hospital; Which are dated the Twenty
sixth day of *November* One Thousand six
Hundred and ninety seven years. At which

time the Contributors did Elect the Persons following, viz. Mr. *John Law*, Mr. *William Crichtoun* and Mr. *George Meldrum* Ministers of *Edinburgh*, *James Blackwood*, *Gilbert Campbell* and *John Mackilvraith*, then Assistants to the said Merchant Company, and Sir *Archibald Muir* of *Thorntoun* late Lord Provost of *Edinburgh*, Sir *Robert Chiesly* late Lord Provost thereof, *James Macklurg* and *Hugh Blair* late Deans of Guild, *George Clerk*, *Robert Blackwood* and *George Warrander* late Baillies, *Edward Marjoribanks* late Treasurer of *Edinburgh*, and *John Kennedy* of *Craig*, who with *Patrick Johnstoun* then Master of the Merchant Company, *Alexander Baird*, *Henry Ferguson*, *John Miller*, and *George Lauson* Old Baillies, and *John Robertson* then Old Dean of Guild, Serving in the Council of *Edinburgh* as such, did make up the twenty one Governours then Agreed upon; And did then also Elect *Hugh Cuninghame* then Merchant as Treasurer to the said Hospital for one year. And having likewise had under their Review the newer Draught of the Constitutions as the same were Altered, Amended and Printed upon the Twenty third Day of *February* One Thousand seven Hundred and two years, according to the Power and Faculty Contained in the Nineteenth and Twenty second Chapters of the
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said Printed Rules: And having after serious Consideration and Mature Deliberation, Agreed upon some Amendments and Alterations, Have, therefore thought fit of New again, to Transcribe the same in the following leaves as they are now Amended, which are as follows.

The Subscribers and Contributors for Founding and Erecting an Hospital within or near the Burgh of *Edinburgh*, for Maintenance and Education of Female Children destitute of other Supports. *In Pursuance* of the Appointment made in the first Paper of Subscriptions for making such Rules and Constitutions as should be Agreed to by the Majority for Management of the Fund of the said Hospital, and for settling good Order therein in all time coming, after Consultation, Advice and Mature Deliberation had thereanent, *have* in a full Meeting of the said Subscribers, *Resolved* upon and *Agreed* to the Articles and Orders following, to be observed as the Rules and Constitutions of the said Hospital in all time coming, under Amendments in manner aftermentioned, *viz.*

CHAP. I.

*Anent the Foundation and Name of
the Hospital.*

THat this Hospital shall be called the
MAIDEN-HOSPITAL, Founded by
the Company of Merchants of *Edinburgh*
and *Mary Erskin*; And in all Rights
Writings and Business of Importance where-
in the said Hospital shall be concerned, it
shall be called by the said Name, and none
else.

CHAP. II.

*Anent the Perpetual Government of
the Hospital.*

THe Perpetual Governours of the Hospi-
tal and whole Estate thereof shall be
the four Old Baillies, and the Old Dean of
Guild of *Edinburgh* who serve in the Council
of *Edinburgh* as such, and the Master of the
Merchant Company, Three of the Ministers
of

of the Gospel in Edinburgh and Suburbs yearly to be Elected by the Ministers thereof, Three of the Assistance of the said Merchant Company to be Chosen by the Master Treasurer and twelve Assistants thereof, and nine others who either have been Masters, Assistants or Treasurers to the said Company, or Benefactors to the said Hospital who are to be Elected by a General Meeting of the said Company; And upon Account of the Pious and Charitable *Mary Erskin*, two of the Name of *Erskin* to be Elected and Presented according to the Contract with the said *Mary Erskin* Dated the _____ Day of _____

making in all Twenty three Governours, and the Master of the said Merchant Company for the time to be the Ordinary Preses. And in Case one or more of the Governours shall be Removed by Death, or otherways rendered Incapable to Officiate; Then the other Governours are to apply to the Society who Chooſed the Person or Persons so Deceased, or Rendered Incapable to Elect one or more in his or their Places, to serve for the remaining part of the Current year. And if that Society, fail therein, the Governours may within forty Days thereafter, Elect one or more to fill up the Vacciancies they being always obliged to Elect out of the same Class

Class or Society to which the Dead or Removed did belong; That for seven years from and after *February One Thousand seven Hundred and Eight* years, none be Admitted Governours of the Hospital, but such as have previously given Donations thereto; And the Governours are declared to have Power to continue this Article a longer time as they shall think Convenient for the Interest of the Hospital, *Providing* that Continuation be made by the Majority of a Meeting of at least two thirds of the Governours.

CH A P. III.

Anent the Election of Governours.

UPON the Penult *Monday* of *October* yearly, the several Societies who have the Power and Privilege of Electing Governours, as in the preceeding Chapter shall meet in some Convenient Place within the said Hospital; And there Choose the Respective Number of Persons afore said, who, or a Signed List of their Names shall by some other Persons of the Respective Societies, be upon the last *Monday* of the said Month Presented at a Meeting of the

the Governours for the preceeding year ;
 And so soon as the Preses shall Administer
 to those who are Chosen of New, as also,
 to the intrant Old Magistrates, Dean of
 Gild, and the Master of the Merchant Com-
 pany; the Oath *de fideli* underwritten :
 Such of the former Governours as are con-
 tinued are to be Honourably Dismissed.
 And in Respect the Old Magistrates Com-
 mence their serving as such, and are Ex-
 auctorate before the last Monday of October
 yearly ; And that the Annual Election of
 the Office-men of the said Merchant Com-
 pany, is some space of time before the said
 Day. It is provided that such who served in
 the preceeding year, continue until the said
 last Monday of October yearly, and none of
 the Persons, Governours above-mentioned
 shall have any Voice or Interest in the
 Concerns of the said Hospital, until he or
 they Solemply Swear the Oath following,
 viz,

I A. B. Do Faithfully Swear and
 Promise before GOD, That to the best of
 my Knowledge and Power, I shall carry
 and demean my self in all Matters which
 Concerns the Election of the Officers or
 Children, or any thing else belonging to
 the Maiden Hospital Founded by the
 Company

*Company of Merchants of Edinburgh
and Mary Erskin, truly and Honestly.
And if I know any going about at any
time to Defraud or Prejudge the said
pious Work, I shall Obstruct it to my
Power, and Reveal it to the Governours.
So Help me GOD.*

And immediately after Receiving the
New Governours, that the Preses exhort
the Governours to make Conscience of
their Over-sight and Management of the
Hospital in all it's Concerns; and for that
End to Attend the Ordinary, Quarterly,
and other Meetings; And that they Re-
commend to their Wives to Visit and Inspect
the Virtue and Management of the Hospi-
tal, and at the same time, that some of
the Ministers present Exhort the Children,
Governess, Mistres and Servants within
the Hospital, to Discharge their Respective
Duties, Faithfully and Exactly,

C H A P. IV.

*Anent a Place of Meeting, for the
Affairs and Concerns of the Hos-
pital.*

ALL Elections and Conclusions which
Concern any way the Hospital, shall
be only made and done in the Ordinary
Meeting Place within the Building thereof,
unless unavoidably Impeded.

C H A P. V.

*Anent the Quorum and Manner of
Warning the Governours.*

THat in all things belonging to the Hos-
pital, all the Governours that are for
the time within the Town of *Edinburgh* or
Liberties thereof, shall be Warned by the
Officer of the Merchant Company who is to
serve as Officer of the Hospital, and to
have a yearly Fee and Allowance of .

And they being
Warned

(10)
Warned, what shall be Concluded upon by the most Voices of these who Compear, shall stand in Force and Effect, there being always present thereat, no less than nine of the Governours who are Declared to be a *Quorum*, the Ordinary Preses, and in his Absence, the Old Dean of Guild, or in his Absence, the first of the Old Baillies, and in Absence of all these, any other Chosen Preses for that Occasion presiding for the Time.

C H A P. VI.

Anent the Office and Election of a Treasurer.

UPON the Penult Munday of October yearly, there shall be Chosen by the Old Council of the Hospital, a sufficient Man to be Treasurer to the Hospital for one year, whose Office shall be to Receive all the Hospitals Rent; To keep all Stock and Money belonging to the Hospital, to pay Wages and Allowances due to the Officers, and all Necessaries for the Children or any other belonging to the Hospital, to look Diligently to the Reparations of the Buildings, to deliver Weekly to the Governess so much

much Money as may provide the Dyet of the whole Hospital for that Week, and every Week to take in the Governess Accompts how she has Deburshed the said Money, whose particular Accompts he shall keep by him on a File, or in a Book Subscribed by the Governess; And it shall be in the said Treasurers Power to Comptrol the the said Accompts, both for the Dyet of the Hospital, and all other Charges Incident to the same any manner of way. He shall upon the first *Tuesday* of the subsequent Month, deliver up to the four Auditors of the Hospital after-mentioned the Accompts for the Month immediately preceeding. The Treasurer shall be Elected by plurality of Voices of the Governours foresaid, and in their Presence before he exerce, shall Solemnly Swear the Oath following, *viz.*

I A. C. *Elected Treasurer of the Maiden-Hospital Founded by the Company of Merchants of Edinburgh and Mary Erskin, Do Swear and Faithfully Promise with my best skill and Power, to Discharge all that is Required of me by the Statutes of the said Hospital Truly and Honestly. So Help me GOD.*

And it is hereby Declared and Ordained, that a Treasurer serving the said Hospital without Fee or Sallary, shall have a Vote among

among the Governours as a Member of the Council during the whole space of his serving, he being always a Benefactor to the Hospital.

CHAP. VII.

Anent the Accompts and Continuance of the Treasurer.

THE Treasurer of the Hospital may be Continued two years or more ; If the Governours shall think fit to Elect him of New yearly. And he shall yearly make up the Accompts of his whole yearly Intromissions, which shall be fairly written in a Book (in the Form and Method now prescribed) and Observed since the year One Thousand seven Hundred and three, and Continued in the Record of the Treasurers Accompts, and delivered to the Auditors after-mentioned, the Penult *Monday* of *October* yearly. Which the said Auditors shall hear and perfect, and Deliver in to the whole Body of the Governours, with a Distinct Report thereanent upon the last *Monday* of *October* ; And after the said Accompts and Report thereon, are perused

used by the Governours and Approven by them, They shall Discharge the Treasurer of the same ; And thereafter the saids Accompts shall be exactly Copied and Entered in the Record of the Treasurers Accompts, and subscribed by the Treasurer accompting, and his Successors in Office, to the end that the discharged Accompt may remain with the said old Treasurer for his Exoneration. And the Council of the Hospital shall finish their Approbation of the said Accompts of the Treasurers Intromissions, before the Admission of the new Council for the Government of the Hospital for the ensuing Year, to the end that the Treasurers Accompts may be judged by such as know, and can best understand how he hath acted ; and that he may not be troubled with Attendance for clearing his Accompts after he is out of Office. And at his Removal from his Office, he shall deliver up to the succeeding Treasurer, all Accompts, Books, Papers and Rights which belong any way to his Office, or may give Insight for discharging of the same, or which any way belong to the Hospital : Of which Papers two Inventars to be made and subscribed by the said old Treasurer and his Successor ; one to be kept by each of the said Persons, and all to be digested

gested and kept in the Treasury-house of the said Hospital, in good Order. And the Benefactors of the said Hospital, their nearest of Kin or Representatives, are hereby allowed, if they please, to be present with the said Auditors in their auditing. If the Treasurer shall die, or by any Necessity be removed from his Office, the Governours shall, within ten Days of his Death or Removal, proceed to the Election of a new one, observing therein the Rules before mentioned.

C H A P. VIII.

Anent the Election and Duty of Auditors of the Treasurers Accompts.

THere shall be chosen by the new Council of the Hospital, out of their own Number, upon the last *Monday* of *October* yearly, four Auditors of the Treasurers and all others Accompts belonging to the Hospital; Whereof one shall be an old Magistrate, one Minister, and two others, all Governours for the Time, who, or any two of them, shall, the first *Tuesday* of each Month, Audite and Perfect the said Treasurer his Accompts for the Month immediately,

diately preceeding, with Power to comptroll : Which being subscribed by them, or any two of them, shall be holden for a good Monthly Accompt in due Form. *Reserving* always to the Body of the Governours, to comptroll the whole Accompts. The last *Monday* of every next Month after the End of each Quarter, the Treasurer and Auditors shall deliver to the Body of the Governours assembled at the quarterly Meeting, their Accompts of the three last Months past, fairly written in a Book, containing all Sums less or more, paid during that Space, with their Report subscribed, which shall be read publickly, and there either comptrolled or allowed, The Allowances thereof shall be made under the Hand of the Clerk of the Hospital, and subscribed by the Preses and him, with these Words, *By Order of the Governours of the Hospital.* Which Book of Accompts for three Months, so allowed, shall ly open for the Space of Eight Days thereafter, upon the Table ; so that if any of the Governours, or of these who have given Donations, or their Heirs (but none else) have a Desire to peruse them, they may : And if they find any Oversight or Fault therein, the Discoverers thereof are charged on Conscience to reveal it to the Governours, who shall take Care to correct and amend it.

(10)
The last *Monday* of *October* Yearly, the Auditors shall deliver up to the Body of the Governours assembled, the whole preceeding Years Accompts, where they shall be comptrolled or allowed every Way, as is expressed in the Quarterly Accompts. The Election of Auditors shall be by Plurality of Suffrages of the Governours or their *Quorum*. And they shall give their Oaths in Presence fore said, as is given by the Treasurer, *mutatis mutandis*. And if any of them shall happen to die, or not accept, the Governours shall, within ten Days, elect one in his Place.

CHAP. IX.

Anent the Election and Office of a Clerk.

THere shall be chosen by Plurality of Voices, as aforesaid, a Clerk to the Hospital, who shall hold the said Office from Year to Year, during the Governours Pleasure. His Office shall be, fairly and faithfully to keep in order all the Evidents and other Papers whatsoever belonging to the Hospital, and to attend the Governours

at

at their Meetings, and there to draw and form all Orders and Resolutions made by them: He shall likewise have the sole Benefit of drawing and composing all manner of Evidents, Securities and Writings which shall be made betwixt the Hospital and any Party, and shall receive therefore, no greater Fee than is usually paid, either to Writers to the Signet, or to the Town-Clerk of *Edinburgh* in the like Cases. After his Election, and before his Admission to the Place, he shall take the Oath, in the same Form as is expressed in the Oath of the Treasurer (*mutatis mutandis*) Upon his Death or Removal, the Governors shall proceed, within ten Days, to the Election of a new one, in Manner above expressed. The Clerk shall have paid to him quarterly by the Treasurer of the Hospital, the Sum of

C 3 CHAP.

in once every Week, all the Servants weekly

C H A P. X.

*Anent the Election and Office of a
Governess.*

THere shall be an unmarried Woman of good Respect, and free of the Burden of Children, chosen Governess of the Hospital, who shall have Power to govern all the Children and Servants within the same. Her principal Care shall be, to see that the Children and Servants be brought up in the Fear of Almighty GOD : And therefore she shall, every *Sunday, Tuesday and Thursday*, some time of the Afternoon, catechise and instruct the Children and Servants in the common Grounds and Principles of Faith and Christian Religion contained in the larger and shorter Catechisms, approved of by this National Church. And if any of the Children or Servants shall be guilty of Misdemeanors, such as Swearing, Fighting, Lying, Spoiling of their Cloaths or Chambers, or the like, that they receive due Correction and Chastisement from her. *Next*, Her Care shall be to take in, once every Week, all the Servants
weekly

weekly Accompts, and deliver the same to the Treasurer, with her Opinion thereanent : And therefore the Governours shall have a special Care, That the Governess to be elected have these Qualifications, viz. That she be a Woman of the Reformed Protestant Religion, fearing GOD, of honest Life and Conversation, of so much Knowledge as to be fit to teach the Catechism, and to keep the Worship of GOD by Prayer and Praises with the Children thrice a Day, and as oft read, or cause some of the Children read a Portion of holy Scripture distinctly ; and of so much Discretion, as to be fit to govern and direct all that live within the said Hospital ; and of that Care and Prudence, as to be fit to take an Account of the same ; not under Fourty Years of Age, who shall have exact Knowledge of the Art, Vertue and House-wifery that is taught within the Hospital. Her Election shall be by the Governours or their Quorum, as the Treasurer. And before her Admission she shall in Presence of the Governours take the following Oath,

I A. B. *Elected Governess of the Maiden-Hospital founded by the Company of Merchants of Edinburgh and Mary Erskin, do Swear and Faithfully Promise before G O D,*
That

That, to my best Power, I shall discharge all which the Statutes of the said Hospital do require of me; and shall do my best to see all the Statutes of the said Hospital observ'd by others within the Hospital, and under my Care and Inspection: and do promise faithful Obedience to the present Governours of the Hospital, and their Successors in Office. So help me GOD.

After which she shall have given her Possession by some of the Governours thereto appointed, of the Governess her Lodgings, and, in Presence of the Children and Servants, be publicly declared Governess over them, and they commanded to yield all respectful Obedience to her in all things she shall command them, under the Pain of being expelled from the Hospital. She shall have her Diet at the Upper-end of the Hall, at a little Table by her self: And she shall not be any Night out of the Hospital, without the Leave of two at least of the Governours; and shall have a Care to see the whole Chambers and Office-Houses swept and kept clean and neat, and preserved from spoiling. She shall keep in a Book for that end, an exact Inventory of the Household Plenishing, Furniture and Linens, and deliver the same to the Governours yearly, _____ Days before the
the

the Treasurers making up his Annual Accompts, that the Governours may revise and put an Estimate upon the same, to be entred in the Treasurers Accompts as a Branch of Stock. If at any time the Governess shall marry, her Place shall thereby become void. And if at any Time she shall be convicted before the Governours of the Hospital, of any Scandal or Crime, she shall therefore be deposed. If at any time she shall be found remiss or negligent, she shall be publicly admonished by the Governours, and the Admonition recorded : And if thereafter she shall offend in like Manner, she shall be deposed. And if through Infirmary, old Age, or otherways she shall become unable to exerce the Office, which shall be made unquestionably to appear before the Governours, then she shall be respectfully dismissed from the said Office : But if she has served therein any considerable Time, at least ten Years, and be not able to maintain her self, and if she please to accept thereof, she shall be allowed Lodging and Maintenance in the Hospital during her Lifetime. In case of her Deposition, Death or Dimission, the Governours shall, with all Conveniency and Expedition, enquire for, and elect a new one. She

She shall receive quarterly from the Treasurer, the Sum of

C H A P: XI:

Anent the Election and Office of School-mistresses.

BEcause the Children of the Hospital are to be taught and brought up in Vertue, there shall be Schoolmistresses, whose Office it shall be, to teach to read, work Stockins, Lace, coloured and white Seam, washing and dressing of Linens, dressing of Meat, cleaning of Houses, and all other ordinary Household Thrift; and if they can, to teach the Girles also Writing, Arithmetick, and the common parts of Vocal Musick. And if Women cannot be got to teach the whole Art above-mentioned, then the Governours are to provide an honest Man, who shall come to the Hospital six Hours, divided into three Diets each Week, to teach Arithmetick, Writing and Singing. For every Twenty Schollars there shall be a School-mistress: And if there be a Fraction or odd Number less than Ten, the same shall be divided among them as the Governess

verness shall direct. And if the Fraction be above Ten, there shall be an additional School-mistress ; and the whole Mistresses shall have an Eate and Diminution, according to the Number wanting, at the Appointment of the Governess. The Mistress, besides the special Part of Duty above, shall be careful to see the Children their Chambers kept clean, their Cloaths handsome, and all other parts of the Hospital free from Abuse ; They shall correct the Children for their Faults. For their own Qualities of Life, good Report, &c. for the Manner of their Election, Admission, Deposition, and Election of new ones in their Place, it shall be in all Points the same as is expressed in the Rules which concern the Governess, and in all the Duties of their Office, shall be subject to the Oversight and Direction of the Governess. They must be unmarried. and free of the Burden of Children, and not under Twenty five Years of Age. And each of them shall receive from the Treasurer quarterly the Sum of

CHAP.

C H A P. XII.

*Anent the Election and Offices of a
Steward and Cook.*

THERE shall be chosen an unmarried Woman, free of the Burden of Children, of good and honest Report, to be Steward to the Hospital. She shall be charged with the buying the whole Victuals and Provisions of the Hospital, whereof she shall keep a distinct Accompt, to be daily given in to, and examined by the Governess, for making up her weekly Accompts; and shall take some of the Children by Turns to the Market, that they may learn the Art of Marketing. She shall oversee the making ready the Diet of all within the Hospital, that the same be exactly and neatly done; and orderly distribute. She shall have the Oversight and keeping of all the Table-Furniture, and shall be assistant to teach the younger Children; and in all Duties of her Office, shall be subject to the Oversight and Direction of the Governess. She shall be elected, and subject to Deposition in the same Manner as the Governess, and shall

shall receive from the Treasurer quarterly,
the Sum of

There shall also be chosen an unmarried Woman, free of the Burden of Children, of good and honest Report, to be a Cook to the Hospital : She shall be charged with the clean and exact dressing of the Victuals. Two or three of the Children shall by Turns, as appointed by the Governess, assist at the dressing of the Victuals, that they may learn to handle Meat neatly. She shall have the Oversight and Keeping of all Utenfils belonging to the Kitchen, which shall be delivered to her upon Inventory. And in all the Duties of her Office, shall be subject to the Oversight and Direction of the Governess. She shall be chosen, continued, and subject to Deposition in the same Manner as the Governess, and shall receive from the Treasurer quarterly, the Sum of

C H A P. XIII.

THat none bearing Office within the Hospital, presume to exact or receive any Gift or Perquisite from the Children or their

their Parents or Friends, under the Pain of Deprivation.

And it is hereby declared, That the Blanks for Fees and Sallaries in these Rules and Constitutions, may be filled up by the Governours, after due Consideration and Experience of what may be futeable to be allowed.

CHAP. XIV.

Anent the Qualifications and Election of the poor Children.

THere shall be chosen and admitted into the Hospital, so many Children as the stated and certain Revenue shall be able to maintain, *deductis deducendis*. They shall be the Children or Grand-children Daughters of such who are or were of the Order and Calling of Merchants Burgeses of *Edinburgh*, or Ministers thereof, and Suburbs of the same, or have been Governours of, or Benefactors to the Hospital. Reserving always to the Patrons of Patronages, the Right and Privilege of presenting any Girles, who are Objects of Charity,

as they please, unless by the Patronage it be otherways restricted. *Providing* that no Girles be chosen or presented, either upon Patronages or otherways, who are under seven Years, or above eleven Years of Age. They must be wholesome and sound of their Body at their Entry to the Hospital, and each of them decently apparelled. And seing the Intention of this Foundation is only to relieve the Poor, as is before mentioned, none are to be chosen, until their Parents, and in Defect of them, a near Relation or Friend, shall, in Presence of the Governours, solemnly declare, That the Parents, and where there are no Parents, That the Child or Children have not whereupon to maintain themselves. And the Contributors foresaid, do hereby strictly charge the Consciences of the Electors, and require them, not to choose any, but such as are proper Objects of this Charity. And it is specially recommended to the Governours for the time, not to receive into the Hospital, a greater Number of Children, than they can reasonably suppose the then stated and certain Revenue of the Hospital will easily maintain, with a Reserve of such a Part of the said certain Revenue, to be added to the Stock for defraying Accidents, as they shall judge proper. The ordinary Election shall be twice in the
Year,

Year, viz. the last *Mondays* of *November* and *May*, when it is to be considered by the Governours, what Vacancies there are, and how many the stated and certain Revenue of the Hospital, making a Reserve as above, is able to maintain, that so many qualified as before exprest, be presently chosen. They shall have Lodging, Bed, Dyet, Washing, and common Fires allowed them, besides their being educate&taught in Manner foresaid. They shall be comely and decently apparelled. They shall continue in the Hospital until they be fifteen Years, of Age compleat at least, or until they be seventeen Years of Age at most, as the Governours shall think fit.

And the Governours shall be bound to provide for the maintenance of the Children, and to pay the same out of the Revenue of the Hospital.

CHAP. XV.

Anent Patronages for Children.

Whatever Person, Company, Corporation or Society has given, or shall give a Donation of Two Thousand Merks, or shall add to their former Donation, so as to make up Two Thousand Merks, they and their Heirs shall have the Right of presenting

senting a Girle to the Hospital. And if
 the Heir of any who has given a former
 Donation, shall add thereto, so as to make
 it Two Thousand Merks, the said Heir
 and his Heirs shall have the like Right of
 Presenting: And the Children presented
 by virtue of the aforesaid Patronages, shall
 be recorded as presented by the particular
 Patrons presenting. And as oft as any Pre-
 sentation shall vaik, the Patrons thereof
 shall have the renewing of the same, pro-
 viding they present within a Year after the
 Vacancy, or otherways that the Presenta-
 tion fall *pro ista vice*. And in like Man-
 ner, if any Number of Persons shall joynt-
 ly, and at one and the same time, make
 a Donation of Two Thousand Merks, they
 shall have the presenting of a Child by
 Turns, to be entred and received in man-
 ner foresaid. And it is hereby declared,
 That the Ministers of Edinburgh, *Canongate,*
Leith and *Westport*, who have been very
 instrumental in promoting the Interest of
 the Hospital, and are Contributors thereto,
 and their Successors in Office, shall jointly
 have the Presentation of one Child in all
 time coming. And it is likewise hereby
 Statute and Declared, That the Successors
 of the worthy *Mary Erskin* shall, in all
 time coming, have the Presentation
 of four Children, qualified in the Terms of
 the

the Contract with her before mentioned, besides any other Patronages belonging to her and her Successors, on Account of any Donation separate from the Price of the Lands of *Bristo*.

C H A P. XVI.

Anent Orphans who are able to pay for their Education in the Hospital.

THat any Parents or Friends of Orphans or others, may have Female Children educate and maintained in the Hospital, giving at least Two Hundred Merks of Donation thereto, and paying the Charges of their Maintenance and wearing Cloaths, according as the Governors shall appoint. Which Children shall be privileged to sit at Table and Diet with the Governess.

CHAP.

CH A P. XVII.

*ACT for Encouraging Donations
and Mortifications.*

THat if any Person or Persons valetudinary, come to the Age of Fifty Years or above, shall mortify any Part of their Estate to the Hospital, the Governours are impowered to negotiate with them for such an Annuity during their Lives as shall seem reasonable, and correspondent to so charitable a Dispensation of their Goods. And if any Person or Persons, having made a Donation to the Hospital, shall afterwards become indigent, in that Case the full Interest of their Stock mortified and paid in, shall be allowed to them during Life, if required.

C H A P. XVIII.

ACT for recording all Donators Names in the Books, and putting up the same with gilded Letters in the Hall of the Hospital.

AND to the Effect that due Honour may be done to Donators, *It is Enacted,* That all Persons whatsoever who have already, or shall at any time hereafter, Mortify any Sum to the Hospital, Their Names shall be Honourably Recorded in the Books, and also, in Gilded Letters within the Hall of the said Hospital.

C H A P. XIX.

Anent the safe keeping of the Hospital's Rights and other Writes.

AND it being Necessary, that the Rights, Evidents, and other Writes of Importance

tance belonging to the Hospital be kept safe and in good Order; And likeways when there shall be at any time through GOD's Blessing a greater Sum lying in Specie than what is like to be Necessary for Defraying the Charges of the Hospital, it were hard that the Treasurer should be Troubled with so great a Charge. THEREFORE, both with Respect to the Papers and Money, it is Appointed that a Convenient secure Room be Set a-part within the Hospital, having three Locks on the Door with three different Keys, One whereof to be kept by the Master of the Merchant Company, One by the said Old Dean of Gild, and one by the Treasurer of the Hospital.

C H A P. XX.

*Anent the Securing of the Hospital's
Stock and Est etc.*

AND in Respect frequent Losses fall out in lending Money, *It is Enacted and Appointed*, That no Money belonging to the Hospital be laid out or Employed, but by Warrant of an Act of the Governours,

Voted by way of Billeting; And that either for purchasing of Land, or upon real Security of Land Repute free of Incumbrances, or to the Town of *Edinburgh* on the Publick Security, or to any three Responsible Persons Bound Conjunctly and Severally, Providing the Sum lent to these three Persons, do not Exceed Nine Thousand *Merks*.

CH A P. XXI.

Anent a Yearly Convention of the Contributors, for better Settling the Government of the Hospital.

IT is hereby Declared, that for the better Establishing and Ordering the Government of the Hospital for Advancing so pious and good a Work after due Experience; It shall be *Leisume* to the Contributors and Donators to Meet yearly in the Hall of the Hospital upon the second *Monday* of *February*; And if at any of the saids Annual Meetings, there shall be present at least Twenty one Donators, whose Donations Amount to at least Twenty thousand Pounds; It shall be *Leisume* to them to Re-consider the foresaids Rules and Constitutions,

stitutions, and Alter and Innovate the same, or add thereto, and to appoint such Clerks and Comptrollers as they shall judge Proper; Keeping always the Fundamental Conditions premised in the first Paper of Subscriptions, and the Articles Agreed on betwixt the Governors and *Mary Erskin*, contained in the Contract before mentioned. Providing that such Alterations, Innovations or Additions be Agreed to by at least two thirds of the Persons present, and Subscribed by them; And in case at any of the saids Annual Meetings there shall not be the full *Quorum* abovementioned present, it shall be *Leisumie* to such as have met, to Adjourn from time to time during the said Month of February, to the Effect they may get a full *Quorum* and proceed as above: And it shall be *Leisumie* to all Ladies and Women who are, or shall be Donators, to send their Proxies to the saids annual Meetings, he always having a Written Mandate for that Effect.

Rati-

Ratification and Approbation of the whole preceeding Rules,

IN a General Meeting of the Contributors and Donators to the Maiden Hospital, Founded by the Company of Merchants and *Mary Erskin*; The Rules and Constitutions for the Manadgment and Government of the said Hospital contained in the

Leaves preceeding, being Read and Deliberately Considered, the same are unanimously Agreed to and Approven of, and appointed to be punctually Observed and Obeyed by all Concerned, as the Rules and Constitutions of the Hospital; Recommending to, and Requiring the Governors for the time to see the same punctually Observed according to the true Meaning and Intent thereof; Declaring all the Contributors and Donators, and such as shall hereafter be Donators, to be bound to Observe the same; Reserving always to the Contributors Power and Faculty of Reviewing, Correcting and Amending the saids Constitutions, according to the Nineteenth Chapter; Recommending hereby to the Governors for the time, to cause Extract the Act and
Ratification

Ratification of Parliament in Favours of the Hospital, and Prefix the same to these Constitutions ; And also to apply for, and sue forth the Approbation and Ratification of the saids Rules (as now Amended) by the Lord Provost, Baillies and Town-Council of *Edinburgh*, Requesting the said Lord Provost, Baillies and Town-Council to grant the same. And the foresaids whole Rules and Constitutions with the Act and Ratification of Parliament, prefixed thereto as said is, with this present Act of Ratification are hereby appointed to be Printed ; And that a Compleat Alphabetical List of the whole Donators be subjoyned.

In Witness whereof, these presents are Subscribed by the Persons present at the General Meeting, and thereafter the same are Approven off and Subscribed by many other Considerable Contributors and Donators, who were not present at the said Meeting.

Also, the Copy for Printing was by Order of the General Meeting, Collated and Compared with the principal by *Mr. Thomas Pringle* Writer to the Signet, and *David Spence* Secretary to the Bank.

[illegible]

*An Alphabetical List of
the Donators and Bene-
factors to the Hospital,
from Anno 1695 when it
was first Founded, to the
first of September, 1708.*

Nota, These having * Subjoyned to their
Names, have Right to present one Child
for each *.

A.

Mr. George Andrew Minister,



B.

Alexander Baird late Baillie

James Baird of *Cranstoun* Writer to the
Signet

William Baird Treasurer

Henry

Henry Baird Merchant

James Balfour elder Merchant

James Balfour younger Merchant

George Batherstons Apothecary

Sir William Binning of *Wallisford* late
Provost

Sir Robert Blackwood late Dean of Guild

Mr. Robert Blackwood Merchant

James Blackwood Merchant

William Blackwood Merchant

Hugh Blair late Dean of Guild

Mr. David Blair Minister

John Blair Writer

William Boig Merchant

James Boudon late Baillie

Sir Alexander Brand of *Brandsfield* late
Baillie

Francis Brody Merchant

Adam Broun late Dean of Guild

Thomas Broun late Baillie

Archibald Broun Merchant

Thomas Broun Merchant

Arthur Broun Merchant

Alexander Broun Merchant

George Broun younger Merchant

Andrew Bruce late Baillie

Robert Bull Merchant

Edward Burd Merchant.

C.

Alexander Callendar Merchant
 Sir James Campbell of *Aberuchil*
 Mr. George Campbell professor of Divinity
 John Campbell Baillie
 Colin Campbell of *Carquhin*
 Agnes Campbell Lady *Roseburn* Printer
 Daniel Campbell of *Shawfield* Merchant in
Glasgow
 Matthew Campbell Captain of Her Ma-
 jesties Ship the *Dumbriton Castle*
 Ronald Campbell of *Kaims* Writer to the
 Signet
 Alexander Campbell Merchant
 Patrick Campbell Writer
 John Campbell younger Merchant
 Gilbert Campbell Merchant
 William Carse Merchant
 Mr. William Carstairs Principal of the Col-
 ledge
 William Carthrae Merchant
 David Cathcart Merchant
 Mrs. Isobel Chalmers Boarding-School-
 Mistress
 John Chancellor of *Sbielldhill* late Baillie
 John Chatto Merchant
 Sir Robert Chiesly of *Bonington* late Provost
 Walter Chiesly Merchant

Mary

Mary Chisholme a domestick Servant
 Mr. William Crichton Minister
 David Chrysty Wig-maker
 William Cleghorn Merchant
 John Cleghorn late Baillie
 Alexander Cleghorn late Baillie of *Portf-*
burgh
 James Cleland Merchant
 George Clerk late Baillie
 Alexander Clerk Merchant
 Archibald Cockburn Baillie
 Andrew Cockburn Merchant
 Patrick Coutts Merchant
 Robert Craig Merchant
 David Crawfoord Secretary to her Grace
 the Dutcheſs of *Hamilton*
 Patrick Crawfoord Merchant
 James Crocket Merchant
 James Cuming Merchant
 William Cuming Merchant
 Sir Hugh Cuninghame of *Craigend* late
 Provost *
 John Cuninghame of *Ballindalloch* Writer
 to the Signet
 Hugh Cuninghame Writer to the Signet.

D.

Sir Hugh Dalrymple of *North Berwick* Lord
 President of the Session

Sir

Sir David Dalrymple of *Hails* Advocat

James Dewar Merchant

Sir James Dick of *Priestfield* late Provost

Sibilla Dickson Relict of Andrew Aikman

Writer

John Dickson Merchant

Robert Douglas Merchant

William Drummond Writer to the Signet

John Drummond Merchant in *Amsterdam*

Alexander Dunbar Merchant

John Duncan Baillie

William Duncan Merchant

Mr. John Duncan Merchant

William Dundas Merchant

Thomas Dundas Merchant.

E.

Egbert Edens of *Roterdam* Merchant

Sir Gilbert Eliot of *Minto* one of the Senators of the Colledge of Justice

William Eliot of *London* Merchant

Robert Eliot Chirurgeon

Mary Erskin Relict of James Hair
Drogist * * * *

Mr. James Erskin of *Grange* one of the Senators of the Colledge of Justice.

F.

James Fairholme Merchant
 Thomas Fenton Merchant
 James Fergus Merchant
 Mr. Henry Ferguson late Baillie
 Thomas Fisher Chamberlain to the Good
 Town
 John Forbes of *Knapernie*
 Robert Forrest Merchant
 David Forrest Merchant
 John Forrest Merchant
 Robert Forrester late Baillie
 Barbara Frazer Relict of George Stirling
 Chirurgeon
 William Fulton Merchant.

G.

John Geills Merchant
 David Earl of *Glasgow*
 William Gordon of *Brigs* Merchant
 James Gordon of *Ellen* Merchant
 William Grahame Merchant
 Colonel William Grahame of *London* Mer-
 chant
 Sir Francis Grant of *Cullen* Advocat
 John Grant Merchant
 Sir James Gray of *London* Barronet
 Charles

(44)
Charles Gray Merchant

H

Sir John Hall of *Dunglass* late Provost

David Hall Merchant

Patrick Haliburton late Dean of Guild

John Haliburton Merchant

Her Grace the Dutchess of *Hamilton*

Mr. John Hamilton Minister

Mr. George Hamilton Minister

Robert Hamilton late Baillie

Mr. James Hart Minister

Henry Hathorn Merchant

John Hay late Baillie

Alexander Hay Merchant Vintner

John Hepburn of *Humbie* Merchant

John Hoge Merchant

Rodger Hoge Merchant

William Hoge Merchant

Sir George Home of *Kello* late Provost

Mr. George Home Town-Clerk

Lady Margaret Hope of *Hoptoun*

William Hopkirk elder Merchant

Robert Hunter elder Merchant *

Robert Hunter younger Merchant

William Hutchison of *Tbouburn* late Baillie

William Hutton Merchant.

I

William Jaffrey late Treasurer

John Inglis Writer to the Signet

Robert Inglis Gold-Smith

E

Sir

Sir Patrick Johnston late Provost
 Jasper Johnston of *Waristoun*
 Mr. George Johnston Minister at *Erstetoun*
 Elizabeth Johnston Lady *Pennycook*.

K.

James Kello Son to James Kello writer
 William Kelfo of *Dalkeith* writer
 John Kennedy of *Craig* Apothecary
 Dam Margaret Kinloch Lady *Innerleith*
 Mr. James Kirkton Minister.

L.

Mr. Alexander Lang School-master in
Canongate
 James Lang Merchant
 William Lamb merchant
 Mr. John Law Minister
 Thomas Laurie merchant
 George Lauson late Baillie
 Alexander Lauson merchant
 Gerard Le broun of *Roterdam* merchant
 John Liberton merchant
 George Lind late Baillie
 Mr. Hugh Lind late Baillie
 Adam Lind merchant
 James Lithgow merchant
 Barbara Livingstoun School-mistress Relict
 of James Miller merchant
 Jean Lockhart Relict of James Grahame
 Vintner
 George Lothian of *Belfches* merchant
 George Lothian merchant

M.

Uthred Mackdounal Merchant

Janet Machane Relict of James Gilchrist
Merchant

Mr. John Mackenzie of Delvin one of the
Principal Clerks of Session

Sir Samuel Maclellan Lord Provost

John Mucklewrath Merchant

Sir James Macklurg of Vogrie late Dean of
Guild

Mr. Neill Mackviccar Minister at St.
Cuthberts

Edward Marjoribanks of Halyeards late
Treasurer

James Marjoribanks Merchant

Mr. Henry Massie Merchant

Mr. John Mathison Minister

Colonel William Maxwel of Cardinnies

Sir William Menzies of Gledstains late Baillie

Mr. George Meldrum professor of Divinity

John Melvill Merchant his Heirs

The Merchant Company * * * * *

John Miller late Baillie

Mr. William Miller Minister

James Miln Apothecary

Thomas Mirrie Merchant

George Mitchell late Baillie

Charles Mitchell Writer and Clerk to the
Hospital

Mr. William Mitchel Minister

Sir Thomas Moncreiff of that Ilk *

Mr. John Moncreiff Minister

Mr. William Moncreiff Minister at *Largo*

Mr. John Montgomery of *Wrae* writer to
the Signet

Alex^ander Montgomery of *Aslofs*

William Morrison of *Prestongrange*

George Mosman Stationer

Sir Archibald Muir of *Thorntoun* late Provost

Robert Murray Merchant

John Murray late Baillie

William Murray Merchant

James Murray Merchant and Tacksman of
the *Hoar Dues* of *Leith*.

N.

James Nairn late Baillie

John Nairn late Baillie of *Dalkeith*

James Nasmyth Deput Clerk of *Edinburgh*

William Neilson Dean of Guild

George Nicol Merchant

James Nicolson of *Trabroun* late Dean of
Guild

William Nicolson Merchant

James Nimmo late Treasurer.

P.

Mr. Alexander Paterson Merchant

Mr. Thomas Paterson Minister at *St. Cuthberts*

William Paton younger Merchant

Alexander Peribean Merchant

Gavin Plummer Merchant

Robert

Robert Pringle of Symontoun Merchant
Mr. Thomas Pringle writer to the Signet
James Purdie Merchant.

R.

Mr. Aricibald Riddel Minister
Mr. Thomas Rigg Writer
John Ritchie late Baillie
John Robertson late Dean of Guild
William Robertson Merchant
Sir Hary Rollo of Woodside
Mr. George Rome Writer
Archibald Rule late Baillie
The Heirs of Andrew Russell Merchant
Mr. William Russell of Slipperfield Minister
at Stobo
John Russell Writer
Francis Russell Druggist
Robert Rutherfoord of Fernalea
John Rutherfoord Writer.

S.

Mr. Robert Sandilands Minister
Mr. William Scot Regent
William Scouler merchant
Thomas Siev-wright merchant
Robert Selkraig merchant
George Skinner merchant
Thomas Smellie merchant
Mr. William Spence Warden of the Mint
and his Relict.
Thomas Spence Writer

David Spence Secretary to the Bank

John Spruel merchant in *Glasgow*

Sir James Steuart of *Goodtrees* Her Majesty's Advocat

Mr. James Steuart Town-Clerk and Advocate

Walter Steuart Merchant

Charles Steuart Merchant

Daniel Steuart Brother-German to *Castlemilk*

Patrick Steuart Merchant

Gilbert Steuart Merchant

Alexander Stevenson Merchant

Andrew Storie Merchant of *Rotterdam*

John Strachan of *Graycrook* Writer to the Signet *

George Sutherland merchant.

T.

Alexander Tait Skipper in *Leith*

Patrick Thomson late Treasurer

Alexander Thomson merchant

James Thomson merchant

Mr. Andrew Thomson merchant

Adam Thomson merchant

Robert Thomson merchant

Robert Tod Merchant and Treasurer to the Hospital

Oliver Tod Skipper in *Leith*

John Turnbull Merchant.

(50)
W.

John Vallence Stationer
 Peter Verbeek of *Roterdam* merchant
 John Wallace Apothecary
 Archibald Wallace Merchant
 George Warrander of *Bruntsfield* Baillie *
 Robert Watson of *Muirhouse* merchant
 Hellen Watson Relict of William Legat
 Writer
 George Watson merchant
 Mr. James Webster Minister
 Jean Wemyss Countess of *Sutherland*
 David Wemyss Merchant
 John Weir Merchant
 Thomas White maltster in *Leith*
 Agnes White Schoolmistress Relict of
 Andrew Aitkine merchant
 Mr. David Williamson Minister at *St. Cuthberts*
 William Williamson merchant
 Mr. Thomas Wilkie Minister
 Mr. Thomas Wilkie Minister in *Canongate*
 Mr. William Wishart Minister
 Alexander Wood merchant
 Alexander Wright merchant.

Y.

Sir Thomas Young of *Rosebank*, late Baillie
 Joseph Young merchant
 James Young, elder merchant.

List

List of Treasurers.

Sir. Hugh Cuninghame	1697 to 1698
Baillie John Duncan	1698 to 1699
Baillie George Warrender	1699 to 1700
Dean of Guild Adam Broun	1700 to 1701
George Watson	1701 to 1703
Robert Tod	1703 to 1705
Baillie John Hay	1705 to 1707
Robert Tod	1707 to 1708

ACT OF COUNCIL,

Ratifying the New Constitutions of the Maiden Hospital, Erected by the Company of Merchants and Mary Erskin.

*Edinburgh the Nineteenth day of March,
One Thousand seven Hundred and eight
years.*

THe which Day the Lord Provost, Baillies, Council, Deacons of Crafts Ordinary and Extraordinary, being Conveened in Council, Anent the Petition given in by *William Baird* present Treasurer to the Good Town of *Edinburgh*, and Master of the Company of Merchants there, and *Robert Tod* Treasurer to the Maiden Hospital Founded by the said Company of Merchants, and *Mary Erskin*, for themselves, and in Name of the other Governours thereof, *Shewing*, that the said Company of Merchants having several years ago Projected the Founding of a Maiden Hospital; They, by the Blessing of GOD attending their Endeavours, with the Assistance of many Charitable Persons of several Ranks, especially of the Charitable and Pious *Mary Erskin* did carry on that worthy Design, and have now brought it to a very good length. And the Governours having
some

Some years ago Applied to the Town-
 Council, the then Lord Provost and Council
 did by their Act, Dated the third Day of
May, One Thousand seven Hundred and
 four years, Approve of the said Pious and
 Charitable Design and Foundation ; And
 Declared that they would give all due In-
 couragement and Assistance for Carrying on,
 and Perfecting so good a Work, as the
 Extract of the said Act produced will Testi-
 fie, since that time the Government of the
 Hospital has continued, according to the
 Rules and Constitutions then given in to the
 Council and Agreed to and Approven ;
 And, by the rich Blessing of the Almighty,
 the Stock is considerably augmented, to
 the great Satisfaction of all well disposed
 Persons, and Honour, as well as the real
 Advantage of the good Town in many Re-
 spects ; and there is good Ground of Hope,
 that the same will yet much more increase,
 especially if the Council shall give that En-
 couragement and Assistance thereto, which
 was by the foresaid Act promised and con-
 fidently expected from the Patrons of all
 publick Undertakings within the City, to
 whom the Governours of the said Hospital
 have had a special Regard in all their Pro-
 ceedings, particularly to be noticed in
 this, That five of the Governours must
 necessarily be chosen out of the Town-
 Council

Council, beside such other Counsellors as may occasionally happen to be elected. Albeit the Constitutions and Rules of Government were agreeable to all Circumstances under View when made, yet, upon an Emergence for the Hospitals Advantage, there was a Contract entred into, upon the Twelfth and Thirteenth Days of *March* One Thousand seven Hundred and seven Years, betwixt the then Governours, authorized by an Act of the Contributors to that Effect, on the one Part, and the said *Mary Erskin* on the other Part, whereby the said Governours became bound, That the Contributors should make certain Alterations* and Amendments of the Constitutions : They, in a full Meeting, upon the Ninth Day of *February* last, have agreed to, voted and approven of these Alterations and Amendments, with some other Amendments found by Practice very convenient and advantageous for the Hospital, conform to the Duplicate of these Constitutions, as now altered and amended, therewith given in. The Governours did, last Session of Parliament, obtain a Ratification of the Settlement of this Hospital, and of the Rules and Constitutions made or to be made for governing thereof, and particularly what is contained in the Contract with the said *Mary Erskin* : And the Contributors

(155)
tributers having recommended to the Governours to apply to the Council for Ratification, *Craving* therefore the Council to Ratifie and Approve the new Draught of the Rules and Constitutions for mannaging the said Maiden Hospital, and to bestow some of their wonted Bounty upon the same, suitable to the Share of Government they have in it, and to what was formerly promised, and now hoped for ; That others may thereby be animated and encouraged to contribute their Endeavours for advancing such a laudable Foundation, as the Petition bears. And, together with the said Petition, the said Petitioners produced the Extract of the said former Act of Council, with the Contract foresaid betwixt the then Governours of the said Hospital and the said *Mary Erskin*, and a Duplicate of the new Draught of the Constitutions, of the Dates, Tenors and Contents abovementioned : All which being read in Presence of, and considered by the Council, upon the twelfth Day of *March* Instant, they remitted the Consideration of the above Petition to the Magistrates, *Gavine Plummer*, Conveener, *Mr. Alexander Nisbet*, Deacon *Scott* and Deacon *Nimmio*, who were to report their Opinion thereof to the Council. Conform to which Remit, the above Committee having, upon the said Nineteenth

teenth of *March* instant, met and considered the above Petition, and Act of Council abovementioned, therewith produced, approving of the then Rules and Constitutions of the Hospital, and having exactly perused the new Draught of the Rules and Constitutions for manning of the said Hospital, together with the Contract betwixt the Governours and the said *Mary Erskin*, They found the same to be exact, and for the Hospitals Benefit and Advantage, no ways disagreeable to, or against the Rights, Liberties and Privileges of the Community of the good Town ; and that the Contributors and Governours have, in all their Proceedings, had a special Regard to the Government of the same, and testified a due Respect to the Lord Provost, Baillies and Council ; and were of Opinion, that, as the Town-Council has a large Share in the Government of the Hospital; so, they should not only give all Encouragement and Assistance for advancing thereof, but also contribute suitably for increasing the Stock and Fund of the same, that thereby so very necessary, pious and charitable a Work, now well established, may be further carried on, to the Honour and Advantage of the Community, and great Comfort of both the charitable and necessitous ; and that the Council should pass an Act of Ratification

tification and Approbation of the said new Draught of the Constitutions, as the said Report, written on the Back of the said Petition, and signed by the said Committee, bears. Which Petition and Writs abovementioned therewith produced, with the above written Report, being, upon the Date of thir Presents, read in Presence of, and considered by the Council, and the extraordinary Deacons, and they being therewith well and ripely advised, They *Approved*, and hereby *Approve* of the above Report ; and, in the Terms thereof, have *Ratified* and *Approved*, and hereby *Ratified* and *Approve* of the said new Draught of the Rules and Constitutions of the said Hospital ; Resolving to give all Encouragement and Assistance for advancing the Interest of the said Hospital.

Extracted by
sic subscribitur ADAM WATT.

The Form of the Worthy, Pious and Charitable Lady Penny-Cook her Mortification found amongst her Papers after her Death, and delivered by her Executors, to the Governors of the Hospital, Anno 1701.

FOr as much as, It hath pleased GOD in His Infinite Goodness and Bounty,

to provide for me a sufficient Competency, whereby I am decently maintained and furnished in all things suitable to my Station and Condition, yea, I have considerably to leave and bequeath to my good Friends and near Relations, besides somewhat I have resolved and determined to Mortify and Dispose upon for pious and religious Uses : And seing I not only greatly applaud and approve of the Design lately taken up, for maintaining and educating of young Girles within the City of *Edinburgh*, but also have determined to set apart some little of my Means toward advancing the Fund of such a religious Work : Therefore, wit ye me, &c. to pay the present Treasurer of the *Maiden Hospital* in *Edinburgh*, & his Successors in that Office, for the Use and Behoof of the said *Hospital*, &c. and dispensing with the not Delivery, &c.

The Narrative of a Bond of Donation, for a considerable Sum, delivered to the Governours of the foresaid Hospital, by a pious and learned Gentleman, eminent in his Station, bearing Annualrent from Martinmas 1697.

I considering, That the worthy and laudable Design of a *Maiden Hospital*

and lately carried on in *Edinburgh*, ought
 to be helped forward and encouraged, and
 especially by such as have more particular
 Relation to the Place, Bind and Oblige
 me, my Heirs, Executors and Successors
 whatsoever, (in Name and Behalf of
 my Eldest Son, who
 had his Birth and Baptism within the said
 City) to pay and deliver to the Treasurer
 of the said *Hospital* for the Time being, the
 Sum of £c.

F I N I S.



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